IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Hauser

Application No.: 10/664,633

Filing Date: September 18, 2003

Attorney Docket 36400.68US1

Valve For A Hydraulic Drive Apparatus

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Title:

With regard to the above-identified application, pursuant to 37 C.F.R. §1.56, the items of information listed on the enclosed Form PTO/SB/08a are brought to the attention of the Examiner.

This statement should be considered because it is submitted in accordance with 37 CFR § 1.97(c)(2), before the mailing of a final office action or a notice of allowance. The fee set forth in 37 C.F.R. §1.17(p) is enclosed.

In accordance with the office's recent notice (OG Notices: 05 August 2003) waiving the requirement of filing U.S. patent references, the cited U.S. Patents are not enclosed.

In accordance with 37 C.F.R. §1.104, no representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§102 and 103 and Applicant reserves the right, pursuant to 37 C.F.R. §1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicant does not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of MPEP 609, it is requested that the Examiner return a copy of the attached Form PTO/SB/08a, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Respectfully submitted,

Date: November 15, 2004

By: Thomas C. McDonough
Registration No. 33,734

NEAL, GERBER & EISENBERG LLP 2 North LaSalle Street, Suite 2200

Chicago, Illinois 60602

(312) 269-5282

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By:

NGEDOCS: 036400.0801:1099272.1

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Approved for use through 07/31/2006. OMB 0651-0031

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er the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449A/PTO **Application Number** 10/664,633 Filing Date INFORMATION DISCLOSURE September 18, 2003 First Named Inventor STATEMENT BY APPLICANT Raymond Hauser Art Unit 3611

**Examiner Name** 

Sheet

<u>Lee Sin Lum Vannucci</u> (Use as many sheets as necessary) Attorney Docket Number of 3 36400.68US1

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (if known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		<sup>US-</sup> 3,126,707	03/31/1964	Hann, et al.	
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code 3-Number 4-Kind Code 5 (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>		
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Examiner		Date	
Signature		Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/17 (10-04v2)

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Effective 10/01/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

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Application Number	10/664,633				
Filing Date	September 18, 2003				
First Named Inventor	Raymond Hauser				
Examiner Name	Lum Vannucci				
Art Unit	3611				
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METHOD OF PAYMENT (check all that apply)					FEE CALCULATION (continued)					
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1001 790	Code (\$) 2001 395	Utility filing fo	e -	125	5 2,080	2255	1,040	Extension for reply within fifth month		
1002 350	2002 175	Design filing		<b>                                    </b>	1 340	2401	170	Notice of Appeal		
1003 550	2003 275	Plant filing fe		<b>-   </b> 140	2 340	2402	170	Filing a brief in support of an appeal		
1004 790	2004 395	Reissue filing		<b>-   1</b> 40	3 300	2403	150	Request for oral hearing		
1005 160	2005 80	Provisional f		145	1 1,510	1451	1,510	Petition to institute a public use proceeding		
		SUBTOTAL (	1) (\$)	╗ 145	2 110	2452	55	Petition to revive - unavoidable		
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2. EXTRA C	CLAIM FE	ES FOR UTIL	ITY AND REISS	UE <sub>150</sub>	1 1,370	2501	685	Utility issue fee (or reissue)		
		Ext <u>ra Claim</u> s	below Fee P	aid 150	2 490	2502	245	Design issue fee		
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1202 18 1201 88	2202 2201	9 Claims in ex 44 Independen	cess of 20 t claims in excess of 3	180	9 790	2809	395	Filing a submission after final rejection		
1201 88		•	endent claim, if not p		0 790	2810	305	(37 CFR 1.129(a)) For each additional invention to be		
1204 88		44 ** Reissue i	ndependent claims					examined (37 CFR 1.129(b))		
		over origin	•	180		2801		Request for Continued Examination (RCE)		
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**or number previously paid, if greater, For Reissues, see above					duced by	Basic I	Filing F	ee Paid SUBTOTAL (3) (\$)	180.00	
	(Complete // applicable))									

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Registration No.

(Attorney/Agent)

Telephone

Date

312-269-8000

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33,734

Thomas C. McDonough

Name (Print/Type)

Signature